

Senate File 2079 - Introduced

SENATE FILE 2079

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A BILL FOR

1 An Act providing for the evaluation of permits to construct,
2 including expand, a confinement feeding operation structure
3 by using the master matrix, and including effective date
4 provisions.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 459.305, subsection 2, Code 2018, is
2 amended to read as follows:

3 2. The master matrix shall ~~include criteria be available~~
4 for use by a county board of supervisors and the department
5 in valuing the environmental and community impacts for use
6 ~~by county boards of supervisors and the department of an~~
7 application. The master matrix shall
8 be comprised of three separate categories that assess the
9 application's impact on air quality, water quality, and the
10 neighboring community. Each category shall include definite
11 criteria and point selections for all criteria provided in
12 ~~the master matrix assigned to each criterion.~~ The master
13 matrix shall provide only for scoring the accumulation
14 of positive points and shall not provide for deduction
15 of points. ~~The master matrix shall provide for a minimum~~
16 ~~threshold score required to~~ In order for an application to
17 receive a satisfactory rating, it must achieve a threshold
18 score for each category. A threshold score equals a minimum
19 of seventy percent of the total number of possible points
20 for the category. The master matrix shall be structured to
21 ensure that it feasibly provides for a satisfactory rating.
22 Criteria valuing environmental impacts shall account for animal
23 agriculture's relationship to quality of the environment and
24 the conservation of natural resources, and may include factors
25 that refer to all of the following:

26 a. Topography.

27 b. Surface water drainage characteristics.

28 c. The suitability of the soils and the hydrology or
29 hydrogeology of the site.

30 d. The proximity to public use areas and critical public
31 areas.

32 e. The proximity to water sources, including high-quality
33 water resources.

34 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
35 importance, takes effect upon enactment.

1 that has filed a construction evaluation resolution with DNR
2 (Code section 459.304) may make a recommendation based on the
3 results of completing the matrix. In those circumstances, DNR
4 is also required to conduct an independent evaluation of the
5 application using the matrix.

6 EFFECTIVE DATE. The bill, if enacted, would take effect upon
7 enactment.